

REMARKS

Favorable consideration and allowance are requested for claims 7, 8, and 10 in view of the following remarks.

Status of the Application

Claims 7, 8, and 10 are pending in this application. Claims 1-6 were previously withdrawn. Claim 9 was previously canceled. Claims 7, 8, and 10 were rejected under 35 U.S.C. § 103(a) as being unpatentable by U.S. Patent No. 5,293,163 to Kakiyara *et al.* (the “Kakiyara patent”) in view of Japanese Patent Publication No. JP 11-281378 to Mizushima (the “Mizushima publication”). Claims 8 and 10 are rejected under 35 U.S.C. § 103(a) as being unpatentable by Kakiyara patent in view of the Mizushima publication and Japanese Patent Publication No. JP2002-090167 to Nanba *et al.* (the “Nanba publication”).

Rejection under 35 U.S.C. § 103(a)

According to the Examiner, and with respect to claims 7, the Kakiyara patent “does not specifically disclose traffic jam statistical information.” The Examiner stated that the Mizushima publication discloses a “navigation device . . . provided with a traffic jam information history storage means” and that it would have been obvious to one of ordinary skill in the art at the time of the present invention to combine these references.

In response, Applicants respectfully assert that the Examiner has failed to indicate whether the combination of the Kakiyara patent and the Mizushima publication discloses or suggests the entire subject matter of claim 7. Further

the Examiner has failed to indicate why one of ordinary skill in the art would have been motivated to combine the teachings of these references. Therefore, Applicants respectfully request that the rejection of this claim should be withdrawn.

In addition, the Nanba publication does not disclose or suggest the subject matter missing from the Kakihara patent and Mizushima publication with respect to claim 7. Therefore, Applicants respectfully request that the rejection of claims 8 and 10 should also be withdrawn.

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If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #029118.53153US).

Respectfully submitted,

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/Michael H. JACOBS, Reg. No. 41,870/
Michael H. Jacobs
Registration No. 41,870

CROWELL & MORING LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300
Telephone No.: (202) 624-2500
Facsimile No.: (202) 628-8844
MHJ:msy